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November 15, 2022

VIA ECF

Hon. George B. Daniels
United States District Judge
Thurgood Marshall Courthouse
40 Foley Square, Room 1310
New York, New York 10007

SO ORDERED:

George B. Daniels
George B. Daniels, U.S.D.J.

Dated: NOV 16 2022

Re: Ronald S. Herbst v. NYU Hospitals Center both
individually and d/b/a Langone Medical Center and
d/b/a NYU Hospital for Joint Diseases and Nirmal
C. Tejwani, M.D
United States District Court, SDNY
File No. 15-CV-3518 (GBD)

Your Honor:

We are the attorneys for Ronald S. Herbst, plaintiff
in the above-entitled action.

On August 17, 2022, this Court was notified of the
settlement of this matter; and entered an Order (ECF No. 75)
directing that a Stipulation of Dismissal be filed within 90
days. There was a delay in tendering settlement documents while
the parties were awaiting a final Medicare Lien Letter.
Settlement documents were finally tendered on October 31, 2022.
As of the date of this letter, I have been told by defense
counsel that the settlement should be consummated within
approximately forty-five (45) days from the date of this letter.

Accordingly, by this letter, plaintiff requests that
the deadline set forth in this Court's Order of August 17, 2022
(ECF No. 75) be extended by an additional sixty (60) days to
submit a Stipulation of Dismissal in order to afford the parties
sufficient time to conclude this settlement.

VIA ECF

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This is plaintiff's first application for an extension of time to conclude this settlement. Prior to filing this application, the undersigned consulted with defense counsel Courtney Weinberger who consented to this application.

Respectfully Submitted,

\s\

Steven T. Halperin

cc: **VIA ECF**
All Counsel